



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
LANSING

STANLEY "SKIP" PRUSS
DIRECTOR

STATE BOUNDARY COMMISSION

January 29, 2009

NOTICE OF FILING SBC DOCKET #09-AR-1

PETITION FOR ANNEXATION
of certain territory in Stambaugh Township
to the City of Iron River (Iron County)

Dear Involved Parties and Boundary Commissioners:

This is notification that the State Boundary Commission received a petition on January 27, 2009 requesting the annexation of certain territory in Stambaugh Township to the City of Iron River. The Part I and Part VI maps submitted with the petition are each 8 ½ x 14 inches. However, since our scanning capabilities cannot accommodate reproducing the actual size electronically, the copy available on the web is limited to 8 ½ x 11. Therefore, if any party wishes a larger version in order to decipher the detail, please feel free to contact our office and we would be happy to either mail or fax a larger size map, or arrange an appointment to view the originals.

A copy of this petition can be accessed and retrieved on the web at:
www.michigan.gov/sbc, then click on "Active Petitions and Docket Material."

A meeting notice will be transmitted when this docket is scheduled for the determination of legal sufficiency.

If you have any questions, please feel free to contact me directly either by telephone (517-241-6321), or by e-mail (holmesca@michigan.gov).

Sincerely,

Christine A. Holmes, Commission Specialist
State Boundary Commission
Office of Land Survey and Remonumentation

Encl.

Providing for Michigan's Safety in the Built Environment

BUREAU OF CONSTRUCTION CODES
P.O. BOX 30704 • LANSING, MICHIGAN 48909
Telephone (517) 241-6321 • Fax (517) 241-6301
www.michigan.gov/bcc • www.michigan.gov/sbc

DELEG is an equal opportunity employer/program.
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

City of Iron River

106 West Genesee Street
Iron River, Michigan 49935

John A. Archocosky
City Manager
jarchosocky@ironriver.org

Phone: 906.265.4719
Fax: 906.265.5776
Web Page: www.ironriver.org

Mark D. Tousignant
City Attorney
marktouslaw@sbcglobal.net

January 19, 2009

State Boundary Commission
Office of Policy & Legislative Affairs
Michigan Department of Labor & Economic Growth
611 West Ottawa Street
P.O. Box 3004
Lansing, MI 48909

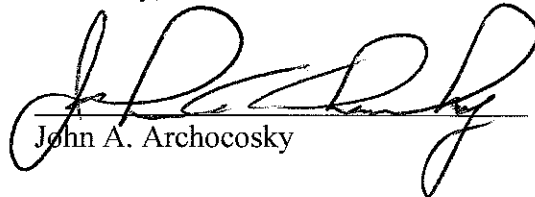
Re: City of Iron River
Annexation Petition By Council Resolution

Dear Sir/Madam:

Pursuant to a resolution of the Iron River City Council, you will find for filing, Petition for Annexation, Parts I, II, II(a), III, IV, IVa, V and VI.

Should you have any questions, do not hesitate to contact me.

Sincerely,



John A. Archocosky

JAA:rd
Enclosures

DEPT. OF LABOR & ECONOMIC GROWTH
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JAN 27 2009 09 AR 1

OFFICE OF POLICY & LEGISLATIVE AFFAIRS
STATE BOUNDARY COMMISSION

State of Michigan
Department of Labor & Economic Growth
Office of Policy & Legislative Affairs
State Boundary Commission

**GENERAL INSTRUCTIONS FOR THE PREPARATION OF AN
ANNEXATION PETITION BY COUNCIL RESOLUTION
TO BE FILED WITH THE STATE BOUNDARY COMMISSION**

AN ANNEXATION PETITION BY COUNCIL RESOLUTION IS COMPOSED OF THE FOLLOWING PARTS AND FORMS:

- PART I..... A map or drawing for the area proposed to be annexed, prepared by the petitioner in such a way that the minimum map size is 8 ½" by 13", with a maximum map size of 14" by 18". The map or drawing is supplied by the petitioner. Label this map PART I. Review State Boundary Commission Administrative Rules No. 25 and 27 regarding the content of this map.
- PART II.....
- PART II(a).....
- PART III..... Refer to State Boundary Commission Administrative Rules No. 25 and 27 regarding the content of this description.
- PART IV.....
- PART IVa.....
- PART V.....
- PART VI..... A map prepared on paper supplied by petitioner, showing the relationship of the area proposed for annexation to the balance of the involved and adjacent units of government. The map may be of a size the petitioner chooses and shall not be evaluated by the Commission in its determination of legal sufficiency. Label this map PART VI.

This petition form is issued under authority of Public Act 191 of 1968, as amended.
Completion of this form is voluntary, but failure to do so may result in a denial of your application.

The completed petition should be filed with the Boundary Commission office in Lansing. This may be done in person between the hours of 8:00 a.m. and 5:00 p.m., or by mail at the following address.

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JAN 27 2009 09 AR 1

State Boundary Commission
Office of Policy & Legislative Affairs
Michigan Department of Labor & Economic Growth
611 W. Ottawa Street
P.O. Box 30004
Lansing, MI 48909

OFFICE OF POLICY & LEGISLATIVE AFFAIRS
STATE BOUNDARY COMMISSION

In compliance with the American Disabilities Act, the Department of Labor & Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability or political beliefs. If you need assistance with reading, writing, hearing, etc., you may make your needs known to this agency.

PART - I



ANNEXATION BY COUNCIL RESOLUTION

PART II

To the State Boundary Commission:

We, the duly elected legislative body of the City of Iron River, having passed a resolution (in PART V) asking for the annexation of the territory described herein (in PART III), do petition that the described territory in Stambaugh township(s), Iron county(s), be considered by your commission for annexation, in accordance with the provisions of Public Act 279 of 1909, as amended, and the provisions of Public Act 191 of 1968, as amended.

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STATE BOUNDARY COMMISSION

ANNEXATION BY COUNCIL RESOLUTION

PART III

The territory proposed for annexation to the City of Iron River is described as follows:

Land located in the Township of Stambaugh, County of Iron, State of Michigan,
more particularly described as:

The Southeast Quarter of the Northwest Quarter (SE 1/4 -NW 1/4);

The Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4);

and The Southwest Quarter of the Northeast Quarter (SW 1/4-NE 1/4)

All in Section 2, Township 42 North, Range Thirty Five West, consisting of 120
acres.

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STATE BOUNDARY COMMISSION

ANNEXATION BY COUNCIL RESOLUTION

PART IIIa

As petitioner, it is your responsibility to furnish the State Boundary Commission the names, addresses and telephone numbers of persons and governmental bodies that will be noticed for Commission meetings and hearings. The importance of accurate and current information cannot be overemphasized. Processing of this petition may be delayed if inaccuracies cause improper notice.

1.

Name of City: Iron River	
Name of City Clerk: Kathy Anderson	
Mailing Address: 106 West Genesee Street	
Iron River, MI 49935	
Telephone Number: (906)265-4719	Fax: (906)265-5776

2.

Name of Township: Stambaugh	
Name of Township Clerk: Theresa Baumgartner	
Mailing Address: P.O. Box 545	
Caspian, MI 49915	
Telephone Number: (906)265-2929	Fax: (906)265-2929

3.

Name of County: Iron	
Name of County Clerk: Joan Luhtanen	
Mailing Address: 2 South Sixth Street	
Crystal Falls, MI 49920	
Telephone Number: (906)875-3221	Fax: (906)875-6775

4. If the petition should involve more than one township, county and/or village, place additional township, county and/or village information on separate sheet and attach to this form.

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OFFICE OF POLICY & LEGISLATIVE AFFAIRS
STATE BOUNDARY COMMISSION

ANNEXATION BY COUNCIL RESOLUTION

PART IV

This legislative body of the city of Iron River adopted the following resolution:

CITY OF IRON RIVER **IRON COUNTY, MICHIGAN**

**Resolution to File a Petition with the State Boundary Commission to
Annex the Southeast Quarter of the Northwest Quarter (SE 1/4 -NW 1/4);
the Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4);
and the Southwest Quarter of the Northeast Quarter (SW 1/4-NE 1/4)
All in Section 2, Township 42 North, Range Thirty Five West,
Stambaugh Township, Iron County, Michigan.**

At a meeting of the City Council of the City of Iron River, Michigan, held in said City on the 17th day of December, 2008, there were:

PRESENT: Mayor Roger Zanon, Council Member Tom Beber, Council Member Michael Brozak,
Council Member Ray Coates, Council Member Edward Marcell.

The following resolution was offered by Council Member Brozak and seconded by Council Member Marcell.

**Resolution to File a Petition with the State Boundary Commission to
Annex the Southeast Quarter of the Northwest Quarter (SE 1/4 -NW 1/4);
the Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4);
and the Southwest Quarter of the Northeast Quarter (SW 1/4-NE 1/4)
All in Section 2, Township 42 North, Range Thirty Five West,
Stambaugh Township, Iron County, Michigan.**

WHEREAS, the City of Iron River is a Home Rule City, as provided by PA 279 of 1909, as amended, located in the County of Iron.

WHEREAS, the Southeast Quarter of the Northwest Quarter (SE 1/4 -NW 1/4); the Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4); and the Southwest Quarter of the Northeast Quarter (SW 1/4-NE 1/4), all in Section 2, Township 42 North, Range Thirty Five West, are now part of the unincorporated Township of Stambaugh, Iron County, Michigan;

WHEREAS, the Southeast Quarter of the Northwest Quarter (SE 1/4 -NW 1/4); the Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4); and the Southwest Quarter of the Northeast Quarter (SW 1/4-NE 1/4), all in Section 2, Township 42 North, Range Thirty Five West, which are now part of the unincorporated Township of Stambaugh, Iron County, Michigan, abut and are contiguous to the City of Iron River's south and west corporate boundary lines;

WHEREAS, the annexation of the afore described real property to the City of Iron River is necessary and desirable at this time.

WHEREAS, the Council for the City of Iron River, is fully informed of the purpose and intent of this resolution.

NOW, THEREFORE, BE IT RESOLVED that the City of Iron River cause to be filed with the Michigan State Boundary Commission, in accordance with the provisions of PA 279 of 1909, as amended, and the provisions of PA 191 of 1968, as amended, a Petition seeking the annexation to the City of Iron River real property located in the unincorporated Township of Stambaugh, County of Iron, more particularly described as:

The Southeast Quarter of the Northwest Quarter (SE 1/4 -NW 1/4);
The Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4);
and The Southwest Quarter of the Northeast Quarter (SW 1/4-NE 1/4)
All in Section 2, Township 42 North, Range Thirty Five West, consisting of 120 acres.

NOW, BE IT FURTHER RESOLVED that the Iron River City Manager be empowered and authorized to file the Petition and execute any documents on behalf of the City which are required to facilitate the implementation of this resolution; and the annexation of the real property heretofore described.

Upon vote for adoption of said resolution, the vote was:

YEAS: Mayor Roger Zanon, Council Member Tom Beber, Council Member Michael Brozak, Council Member Ray Coates, Council Member Edward Marcell.

NAYS: None

The Resolution was thereupon declared approved and adopted.

EFFECTIVE DATE. ADOPTED AND SIGNED DECEMBER 17, 2008.

R. Zanon
Roger Zanon, Mayor

DEPT. OF LABOR & ECONOMIC GROWTH
FILED

Kathy L. Anderson
Kathy L. Anderson, City Clerk

JAN 27 2009 09 AR 1

OFFICE OF POLICY & LEGISLATIVE AFFAIRS
STATE BOUNDARY COMMISSION

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Iron River at a meeting held on the 17th day of December, 2008, the original of which is on file in my office and available to the public. Public notice of said meeting

was given pursuant to and in compliance with Act No. 267, of the Michigan Public Acts of 1976, as amended, including in the case of a special or rescheduled meeting, notice of posting at least 18 hours prior to the time set for said meeting.

Dated: 01-19-09

Kathy L. Anderson
Kathy L. Anderson
City Clerk

Subscribed and sworn before me this 19th day of January, 2009, by Kathy L. Anderson.

Richelle DePuydt
Richelle DePuydt, Notary Public
Iron County, MI
My Commission expires: 9/29/11

DEPT. OF LABOR & ECONOMIC GROWTH
FILED

JAN 27 2009 09 AR 1

OFFICE OF POLICY & LEGISLATIVE AFFAIRS
STATE BOUNDARY COMMISSION

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ANNEXATION BY COUNCIL RESOLUTION

OFFICE OF POLICY & LEGISLATIVE AFFAIRS
STATE BOUNDARY COMMISSION

PART V

We further represent that the annexation proposed in this petition is necessary or desirable at this time for the following reason(s):

Approximately 1/3 (39 acres) of the Iron River Country Club real estate currently lies within the City of Iron River's corporate City limits. The remaining 80 acres are located in adjoining Stambaugh Township.

All permanent buildings and supporting structures of value are currently located in the NE 1/4 of the NE 1/4 of Section 2, T42N, R35W. The City of Iron River provides potable water and sewer utilities to the Iron River Country Club. It also provides water in quantities required by the MDEQ from hydrants for fire suppression. The City provides all essential ancillary services such as fire and police protection as well as all other typical public works services either directly or through contracted municipal service agreements. It should be noted that with the exception of contracted fire department services, Stambaugh Township cannot provide any of the above without making major infrastructure investments. In some cases, such as sewer, the Township cannot provide these services under any circumstances.

- As stated above, the City currently is the supplier of all necessary infrastructures which the Club requires for its day to day operation. If the Club were to expand beyond the City's current corporate limits, these services would not be available from the City. The most critical of these to any development is that of municipal sewer and water service.
- Currently the Township's water distribution system is barely adequate to handle the service they now provide to customers in the vicinity of the Club. Without investing in a major upgrade, the Township cannot meet fire flow requirements.
- The Township is not a member of the West Iron Sewer Authority and has no access to deliver waste to the sewer plant. Any future commercial development that might take place would be heavily dependent on this single factor alone.
- The City has the legal authority to negotiate various tax exemptions for developments which occur within its corporate boundaries. Townships do not possess this ability.
- The City is a recipient of "Act 51" road funds, and, as such, has the ability to add properly constructed roads into the system which makes them eligible for maintenance funding. Townships cannot do so.
- The City has been designated as a "Core Community" and a "Cool City." As such,

the City has preferential access to various grant and loan programs that are offered by the State of Michigan or the Federal Government. In the event future development was to take place, the City could act as the vehicle by which supportive funds could be requested.

- Taxable value will remain the same as they currently exist. The millage, however, would be adjusted by the difference between the City and Township millage rates.

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PART - VI

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